

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF NEW YORK

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SECURITIES AND EXCHANGE COMMISSION,

Plaintiff,

- against -

ANDREAS BADIAN, JACOB SPINNER, MOTTES  
DRILLMAN, JEFFREY "DANNY" GRAHAM, POND  
SECURITIES CORPORATION d/b/a/ POND EQUITIES,  
EZRA BIRNBAUM AND SHAYE HIRSCH,

Defendants.  
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No. 06 CV 2621 (LTS) (DFE)

**NOTICE OF DEPOSITION**

PLEASE TAKE NOTICE that, pursuant to Federal Rules of Civil Procedure 26 and 30, Defendant Andreas Badian, by and through his attorneys, will take the deposition upon oral examination of Christopher Ehrman, on December 4, 2008 at 10:00 a.m. at the offices of DLA Piper US LLP, 500 Eighth Street, NW, Washington, DC 20004. The deposition will be taken before a notary public or other officer authorized to administer oaths and will be recorded by videotape and/or stenographic means, consistent with the provisions of Federal Rules of Civil Procedure 30(b)(2) and (3). You are invited to attend and cross-examine.

Dated: New York, New York  
October 21, 2008

**DLA PIPER LLP (US)**

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